

DIS@LIDW

**International and
German Perspectives
on Post-M&A Disputes**

5 June 2024, 4.00-5.30 pm (GMT+1)

Ashurst,
London Fruit & Wool Exchange,
1 Duval Square,
London E1 6PW

DIS

German Arbitration Institute



DIS@LIDW:

International and German Perspectives on Post-M&A Disputes

The DIS is delighted to support the London International Disputes Week (LIDW24), which takes place from 3 to 7 June. During the London International Disputes Week, DIS will host this event.

Arbitration is an increasingly popular choice for dispute resolution in cross-border corporate transactions. In Germany, it has become the common method of resolving post-M&A disputes. Typical scenarios include disputes about contractual representations and warranties, purchase price adjustments, MAC clauses, earn-outs, escrowed funds, and statutory tort claims. Often legal and accounting questions are intertwined.

In a cross-border M&A deal, some common questions arise: Should I select arbitration? If so, what choices should I make in the arbitration clause? Is splitting the seat from the applicable substantive law a good compromise? What are the typical procedural challenges in such matters – e.g. information access after closing and interplay of contractual and tort claims – and how can they be addressed in contract drafting? What, if any, solutions to those challenges are offered by arbitral practice? Is there a difference between common law and German law when interpreting M&A contracts?

With our panel of experienced arbitration lawyers, we discuss some of these questions and learn about recent experiences.

Join us at Ashurst on 5 June 2024 at 4 pm, followed by drinks.

Registration

Please register **by 3 June 2024** via the link below or via the [LIDW 2024 website](#). Participation in the event is free of charge. By registering you accept the [DIS General Terms and Conditions](#) for Conferences and Workshops.

[Registration →](#)

Please address any questions to: events@disarb.org.

4.00 pm **Welcome & Overview**
Arne Fuchs
Global Head of International Arbitration and Partner at Ashurst, Frankfurt

4.10 pm **The German Arbitration Institute (DIS) and Post-M&A Arbitration Proceedings – A Short Introduction**
Richard Happ
President of the DIS Council, DIS Board Member and Partner at Luther, Hamburg

4.25 pm **International and German perspectives on Post-M&A Disputes A Moderated Discussion**

Mikal Brøndmo
Partner at Haavind, Oslo

Álvaro López de Argumedo
Partner at Uría Menéndez, Madrid

Pirkka-Marja Pöldvere
Partner at LEADELL, Tallinn

Judith Sawang
DIS Advisory Board Member, Partner at Ashurst, Frankfurt

Moderator
Jan K. Schäfer
DIS Board Member, Partner at King & Spalding, Frankfurt

5.30 pm **Farewell & Drinks**

German Arbitration Institute (DIS)
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